



MULTISTATE TAX COMMISSION

PUBLIC NOTICE & AGENDA

Multistate Tax Commission Executive Committee Meeting

Hotel Monteleone
214 Royal Street
New Orleans, Louisiana 70130

Thursday, December 12, 2013
8:30 a.m. to 5:00 p.m. Central Time

Note: Participation in the open sessions of this Executive Committee meeting via teleconferencing will be available by using the following dial-in number: 1-800-442-5794, participant passcode 626121.

I. Welcome and Introductions

II. Initial Public Comment Period

In accordance with its Public Participation Policy, the Commission provides this opportunity for members of the public to address the Commission directly on this agenda. The Chair may also provide for public comment before or during the committee's discussion of specific agenda items.

III. Approval of Minutes of the Executive Committee Meeting on July 25, 2013

IV. Report of the Chair

Election of Executive Committee Member for Unexpired Term Due to Vacancy

V. Report of the Treasurer

A. Financial Report for the 4-month period July 1, 2013 – October 31, 2013

B. Approval of audited financial statements as reported in the independent auditor report for fiscal year July 1, 2012 – June 30, 2013

If you would like additional information about this meeting, contact Gregory S. Matson, Deputy Executive Director, Multistate Tax Commission, 444 North Capitol Street, N.W., Suite 425 Washington, D.C. 20001 | Tel: (202) 624-8699 | Fax: (202) 624-8819 | e-mail: gmatson@mtc.gov

VI. Report of the Executive Director

- A. Discussion on Possible Multistate Transfer Pricing Program
- B. Suggested Public Participation Policy Amendments

VII. Committee & Program Reports

- A. Audit Committee
- B. Litigation Committee
- C. Nexus Committee
- D. Uniformity Committee
- E. Training Program
- F. Other Committee & Program Business (if any)

VIII. Strategic Planning Report

Strategic Planning Steering Committee Charter

IX. Uniformity

- A. Hearing Officer Report on Recommended Amendments to Compact Article IV [UDITPA]
 - 1. Section 9, Factor weighting
 - 2. Section 18, Distortion relief
 - 3. Section 1(a), Definition of “business income”
 - 4. Section 17, Sales factor sourcing for services and intangibles
 - 5. Section 1(g), Definition of “sales”
- B. Model Sales and Use Tax Notice and Reporting Statute
- C. Other Uniformity Matters (if any)

X. Federal Issues with State Tax Implications

- A. S. 31/H.R. 434, Permanent Internet Tax Freedom Act of 2013
- B. S. 336/H.R. 684, Marketplace Fairness Act of 2013
- C. H.R. 1129/S. 1645, Mobile Workforce State Income Tax Simplification Act of 2013
- D. S. 1364, Digital Goods and Services Tax Fairness Act of 2013
- E. H.R.2992, Business Activity Tax Simplification Act of 2013
- F. Federal Tax Reform
- G. Other Federal Legislative Activity

XI. Upcoming Meetings & Events

XII. CLOSED SESSION -----

A. Nexus Committee & National Nexus Program

1. Approval of Minutes of Closed Session on July 25, 2013
2. Report on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.

B. Audit Committee & Joint Audit Program

1. Approval of Minutes of Closed Session on July 25, 2013
2. Report on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.

C. Items Related to Pending Litigation & Commission Personnel Matters

1. Approval of Minutes of Closed Session on July 25, 2013
2. Litigation regarding Compact Article III Election
3. Other Confidential Matters

Pursuant to the Commission's Public Participation Policy, section 15, subsection (f), an item relating to pending litigation may be scheduled for a closed session if it involves a current adjudicatory proceeding to which the Commission or a member State is a party; if it involves significant exposure to litigation against the Commission or a member State, if this body needs to decide if a significant exposure to litigation exists; or if the Commission or a member State is initiating or making a decision to initiate litigation. Pursuant to section 15, subsection (a) and (e), an item may be scheduled for a confidential session because it involves confidential personnel information or the discharging of responsibilities related to salaries, salary schedules, or compensation paid in the form of fringe benefits.

XIII. PUBLIC SESSION RECONVENED -----

Reports from Closed Session (if any)

XIV. Adjournment